

**TRANSMITTAL OF RESPONSE TO
NOTIFICATION OF NON-COMPLIANT
APPEAL BRIEF**

Docket No. C016-7080US5

Applicant: Raymond Giannelli
Serial No: 10/806,833
Filed: March 22, 2004
For: CROSS TRAINER EXERCISE APPARATUS
Examiner: Tam M. Nguyen
Art Unit: 3764
Conf. No.: 4229

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Transmitted herewith is the APPEAL BRIEF in this application, with respect to the Notice of Appeal filed on July 15, 2010.

Status of Applicant

This application is on behalf of Cybex International, Inc.

☐ Applicant claims small entity status.

Extension of Time

☒ The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Fee Due

Appeal Brief Fee	\$ 0.00
Extension of Time Fee	\$ 0.00
TOTAL FEE	\$ 0.00

Payment

- ☐ Enclosed is a check in the amount of the total fee.
- ☐ Online payment of the total filing fee is hereby submitted.
- ☐ The Commissioner is authorized to charge the total fee to Deposit Account No. 02-3038.
- ☒ The Commissioner is hereby authorized to charge any other fees under 37 C.F.R. §1.16 and §1.17 that may be required, or credit any overpayment, to Deposit Account No. 02-3038.

/Maria T. Bautista/

Date: 2010-10-25

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